

AUG 22 2002

5186



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: LOSKUTOFF ET AL. Examiner: UNKNOWN  
Serial No.: 10/044,796 Group Art Unit: 1632  
Filed: JANUARY 11, 2002 Docket: 13511.1USU1  
Confirmation No.: 8344  
Due Date: AUGUST 22, 2002  
Title: SEMEN EXTENDER COMPOSITION AND METHODS FOR MANUFACTURING AND USING

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231 on August 15, 2002.

By: *Dale G.*  
Name: *Dale G. Gould*

Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- Transmittal Sheet in duplicate containing Certificate of Mailing
- Notice to File Missing Parts of NonProvisional Application - Part 2
- Verified Statement Claiming Small Entity
- Signed Combined Declaration and Power of Attorney
- Request for Extension of Time for four month(s) and fee of \$720.00
- Check(s) in the amount of \$462.00 (\$370 Filing Fee, \$27 Additional Claims Fees and \$65 for Surcharge)
- Other: Petition Under 37 CFR 1.47(a) and fee of \$130.00
- Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
P.O. Box 2903, Minneapolis, MN 55402-0903  
612.332.5300

By: *Dennis R. Daley*  
Name: Dennis R. Daley  
Reg. No.: 34,994  
DDaley:PSTklg





UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/044,796         | 01/11/2002          | Naida M. Loskatoff    | 13511.1USU1            |

23552  
MERCHANT & GOULD PC  
P.O. BOX 2903  
MINNEAPOLIS, MN 55402-0903



CONFIRMATION NO. 8344  
FORMALITIES LETTER



\*OC000000007522203\*

Date Mailed: 02/22/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. *370.00*  
*Applicant must submit \$740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is *\$54.27*  
*• \$54 for 3 total claims over 20. 27*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is *\$924.65*  
*\$462.00*

*A copy of this notice **MUST** be returned with the reply.*

*T. Petrus*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

08/23/2002 HGBREM1 00000004 10044796

|           |           |
|-----------|-----------|
| 03 FC:201 | 370.00 OP |
| 04 FC:203 | 27.00 OP  |
| 05 FC:205 | 65.00 OP  |

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**SMALL BUSINESS**

#6

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 C.F.R. 1.9(f)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

a)  the owner of the small business concern identified below:  
b)  an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: ABS Corporation  
ADDRESS OF CONCERN: 7031 North 16th Street  
Omaha, NE 68112

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. 121.801-805, and reproduced in 37 C.F.R. 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled SEMEN EXTENDER COMPOSITION AND METHODS FOR MANUFACTURING AND USING by inventor(s) Naida M. Loskutoff, Jennifer Rohr, Richard B. Lomneth, David G. Wood, and Elizabeth Crichton described in

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**AUG 26 2002**

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a)  the specification filed herewith.  
b)  provisional application serial no. \_\_\_\_\_, filed \_\_\_\_\_.  
c)  non-provisional application serial no. 10/044,796, filed January 11, 2002.  
d)  patent no. \_\_\_\_\_, issued \_\_\_\_\_.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 C.F.R. 1.9(c) or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(e).

NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
a)  INDIVIDUAL      b)  SMALL BUSINESS CONCERN      c)  NONPROFIT ORGANIZATION

NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
a)  INDIVIDUAL      b)  SMALL BUSINESS CONCERN      c)  NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. 1.27(g)(2))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereof, or any patent to which this verified statement is directed.

NAME: Richard G. Wood  
TITLE: CEO Cheif Executive Officer  
ADDRESS: 7031 N. 16th St., Omaha, NE 68112

SIGNATURE:  Date: August 14, 2002

